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11 IN THE UNITED STATES DISTRICT COURT
12 FOR THE CENTRAL DISTRICT OF CALIFORNIA
13 WESTERN DIVISION
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15 **STEVEN RUPP; STEVEN**
16 **DEMBER; CHERYL JOHNSON;**
17 **MICHAEL JONES; CHRISTOPHER**
18 **SEIFERT; ALFONSO VALENCIA;**
TROY WILLIS; and CALIFORNIA
RIFLE & PISTOL ASSOCIATION,
INCORPORATED,

19 Plaintiffs,

20 v.

21 **ROB BONTA, in his official capacity**
22 **as Attorney General of the State of**
California; and DOES 1-10,

23 Defendants.
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8:17-cv-00746-JLS-JDE

**STIPULATION AND JOINT
REQUEST TO SET HEARING
AND BRIEFING SCHEDULE ON
MOTIONS FOR SUMMARY
JUDGMENT AND TO CONTINUE
PRETRIAL DEADLINES**

Courtroom: 8A
Judge: Hon. Josephine L. Staton
Trial Date: None set
Action Filed: April 24, 2017

1 Pursuant to Federal Rules of Civil Procedure 6(b) and 16(b)(4) and Local Rule
2 7-1, Plaintiffs Steven Rupp, Steven Dember, Cheryl Johnson, Michael Jones,
3 Christopher Seifert, Alfonso Valencia, Troy Willis, Dennis Martin, and the
4 California Rifle & Pistol Association, Incorporated, (collectively “Plaintiffs”), and
5 Defendant Rob Bonta, in his official capacity as Attorney General of the State of
6 California (“Defendant”) (collectively, the “Parties”), through their respective
7 attorneys of record, hereby stipulate and request as follows:

8 WHEREAS, the current scheduling order requires the Parties to file
9 dispositive motions by May 26, 2023, *see* Dkt. 143 at 2;

10 WHEREAS, the current scheduling order also provides that the deadline to file
11 motions in limine is set for August 4, 2023 and the Final Pretrial Conference is set
12 for September 1, 2023, *see* Dkt. 143 at 2;

13 WHEREAS, the Parties anticipate filing cross-motions for summary judgment
14 by May 26, 2023;

15 WHEREAS, under Local Rule 7-9, the Parties’ opposing papers will be due no
16 later than 21 days before the noticed hearing date;

17 WHEREAS, under Local Rule 7-10, the Parties’ reply papers will be due no
18 later than 14 days before the noticed hearing date;

19 WHEREAS, the Parties have met and conferred about the forthcoming
20 motions for summary judgment and agree that a briefing schedule would be in the
21 Court’s and the Parties’ interests in resolving the motions for summary judgment;

22 WHEREAS, the Parties have agreed that the deadline for filing motions for
23 summary judgment should remain as May 26, 2023; the deadline for filing
24 opposing papers should be set for June 23, 2023; the deadline for filing reply
25 papers, if any, should be set for July 14, 2023; and the hearing on the motions for
26 summary judgment should be set for July 28, 2023, or any date thereafter that is
27 convenient for the Court and the Parties;
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1 WHEREAS, under Local Rule 11-6.1, the Parties' briefs will be subject to a
2 7,000-word limit;

3 WHEREAS, Defendant believes that the Court and the Parties would benefit
4 from increased word limits for the opening and opposing briefs filed in connection
5 with the Parties' dispositive motions and propose that the word limit set in Local
6 Rule 11-6.1 be modified from 7,000 words to 10,000 words for the Parties' opening
7 memoranda of points and authorities in support of the motions for summary
8 judgment and their opposition briefs, with the 7,000-word limit remaining for any
9 reply brief;

10 WHEREAS, Plaintiffs take no position on the proposed modification of the
11 word-limit, but request that any word-limit increase be applicable to their opening
12 and opposing briefs as well;

13 WHEREAS, the Parties have agreed that the deadline for the filing of motions
14 in limine and the date for the Final Pretrial Conference should be continued by two
15 months to accommodate the Court's resolution of the Parties' cross-motions for
16 summary judgment, which would, if one is granted, obviate any need for motions in
17 limine or a pretrial conference;

18 NOW THEREFORE, the parties stipulate and request that:

19 1. The Court set a briefing and hearing schedule for dispositive motions as
20 follows:

21 a. The deadline to file dispositive motions remains set for May 26,
22 2023;

23 b. The deadline to file papers opposing a dispositive motion is set for
24 June 23, 2023;

25 c. The deadline to file reply papers, if any, is set for July 14, 2023;

26 d. The hearing on dispositive motions should be noticed for July 28,
27 2023.

2. If the Court agrees to Defendant's proposal to extend the word-limit for the Parties' opening and opposing briefs, the Court set a limit of 10,000 words for the Parties' memoranda of points and authorities in support of a motion for summary judgment and their opposition briefs, with a 7,000-word limit for any reply brief, including headings, footnotes, and quotations, but excluding the caption, the table of contents, the table of authorities, the signature block, the certification required by Local Rule 11-6.2, and any indices and exhibits.

3. The Court continue the deadline to file motions in limine currently set for August 4, 2023 to September 29, 2023.

4. The Court continue the Final Pretrial Conference currently set for September 1, 2023 to October 27, 2023.

IT IS SO STIPULATED.

Dated: May 12, 2023

Respectfully submitted,

ROB BONTA
Attorney General of California
P. PATTY LI
Supervising Deputy Attorney
General
ANNA FERRARI
CHRISTINA R.B. LÓPEZ
Deputy Attorneys General

/s/ John D. Echeverria

JOHN D. ECHEVERRIA
Deputy Attorney General
*Attorneys for Defendant Rob
Bonta, in his official capacity*

1 Dated: May 12, 2023

MICHEL & ASSOCIATES, P.C.

2 /s/ Sean A. Brady

3 SEAN A. BRADY
4 Attorneys for Plaintiffs

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ATTESTATION OF E-FILED SIGNATURES

I, John D. Echeverria, am the ECF User whose ID and password are being used to file the foregoing STIPULATION AND JOINT REQUEST TO SET HEARING AND BRIEFING SCHEDULE ON MOTIONS FOR SUMMARY JUDGMENT AND TO CONTINUE PRETRIAL DEADLINES. Pursuant to Local Rule 5-4.3.4(a)(2), I hereby attest that all signatories concur in the filing's content and have authorized the filing.

Dated: May 12, 2023

/s/ John D. Echeverria

John D. Echeverria
Deputy Attorney General